

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

BAC Home Loans Servicing, LP,

*Plaintiff,*

v.

Texas Realty Holdings, LLC et at,  
*Defendants.*

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CIVIL ACTION H-09-2539

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JUDGE GRAY H. MILLER

SCHEDULING ORDER

Anticipated Length of Trial: 5 days    Jury: X    Non-Jury: \_\_\_\_\_

The disposition of this case will be controlled by the following schedule:

1. 01/15/10 **NEW PARTIES** shall be joined by this date. The attorney causing such joinder must provide copies of this ORDER to the new parties.
2. 01/15/10 **AMENDMENTS** to pleadings by Plaintiff or Counter-Plaintiff shall be made by this date. Absent parties' agreement or court approval, answers may not be amended more than 20 days after this date. Answers to amended claims and counterclaims are due 20 days after amended claims or counterclaims are filed.
3. 03/05/10 **EXPERT WITNESSES FOR PLAINTIFF/COUNTER-PLAINTIFF** shall be identified by a report listing the qualifications of each expert, each opinion the expert will present, and the basis for each opinion.
4. 04/02/10 **EXPERT WITNESSES FOR DEFENDANT/COUNTER-DEFENDANT** shall be identified by a report listing the qualifications of each expert, each opinion the expert will present, and the basis for each opinion.
5. 05/31/10 **DISCOVERY** must be completed by this date. Written discovery requests are not timely if they are filed so close to this deadline that the recipient would not be required under Federal Rules of Civil Procedure to respond until after the deadline.
6. 04/30/10 **MEDIATION/ADR** to be completed by this date or the parties shall file a report stating why Mediation/ADR is not appropriate.
7. 06/18/10 **DISPOSITIVE MOTIONS** to be filed by this date.
8. 06/18/10 **ALL OTHER PRETRIAL MOTIONS** (including *Daubert/Kumho* motions, but **not** including other motions in limine) will be filed by this date. (Typically this date will match ¶ 7.)
9. 10/15/10 **JOINT PRETRIAL ORDER** shall be filed on or before this date. Plaintiff is responsible for timely filing the complete Joint Pretrial Order in the form set forth in the published Court Procedures.
10. 10/22/10 **DOCKET CALL** is held in Courtroom 9D starting at 10:00 a.m. on this date. (The Court will set this date) Absent parties' agreement or court approval, no documents filed within five (5) days before the Docket Call will be considered at Docket Call.

11/19/09

Date:



Nancy K. Johnson  
United States Magistrate Judge